THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.14828 of 2007

Between:

Hameed Ghori.

.. PETITIONER

and

The Superintendent of Police,
Medak District and another.

.. RESPONDENTS

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ORDER:

It is the case of the petitioner that he succeeded the land from his

father admeasuring to an extent of Ac.5-12 guntas in Sy.No.339 and Ac.1-18 gts. in Sy.No.342 situated at Bayyaram village, Gajwel Mandal, Medak District, and he is in possession and enjoyment of the same. While so, one Syed Kamal Ghowri, started interfering with his peaceful possession and enjoyment of the property in question. With regard to the said dispute, the said Syed Kamal Ghowri filed O.S.No.94 of 2006 on the file of Junior Civil Judge, Gajwel, Medak District. The learned Judge through order, dated 12-06-2006, in I.A.No.281 of 2006 directed both the parties to maintain status-quo. Though the said status-quo order is subsisting, the said Syed Kamal Ghowri started interfering with the peaceful possession and enjoyment of the property in question by disobeying the orders of the Civil Court. Therefore, he lodged a complaint on 16-06-2007 before the 2nd respondent against the said Syed Kamal Ghori and his associates. But, so far, no action has been taken.

If any rights have been crystallized and finally declared and if there is any interference, it is the duty of the police to protect the properties of the citizens. But, unless and until the rights have not been finally crystallized, it is not just and proper for the police to interfere with the civil disputes of the petitioner. However, it is open for the petitioner to obtain appropriate orders from the Civil Court itself.

In view of the aforesaid facts and circumstances of the case, the action of the respondents, in not considering the complaint of the petitioner, dated 16-06-2007, cannot be found fault with.

Accordingly, the writ petition is dismissed. There shall be no order as to costs.

30-07-2007

Prv